



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
WASHINGTON, D.C. 20460

JUL 6 2011

THE INSPECTOR GENERAL

**MEMORANDUM**

**SUBJECT:** OSWER Final Response to OIG Report No. 11-P-0173, *EPA Promoted the Use of Coal Ash Products With Incomplete Risk Information*, March 23, 2011

**TO:** Mathy Stanislaus, Assistant Administrator  
Office of Solid Waste and Emergency Response

We have reviewed your June 16, 2011, final response to the subject report. Your response stated your concurrence with the two report recommendations:

1. Define and implement risk evaluation practices to determine the safety of the CCR [coal combustion residual] beneficial uses EPA promotes.
2. Determine if further EPA action is warranted to address historical CCR structural fill applications, based on comments on the proposed rule and other information available to EPA.

Your response also stated agreement that protection of human health and the environment is a critical prerequisite to promoting beneficial use of CCRs. However, your response did not provide the requested information on a corrective action plan with estimated milestone dates to complete the recommendations. Your response stated that you do not yet have a timeline because you have not yet completed evaluating the comments on the CCR proposed rule. We recognize the effort required to review public comments to the CCR proposed rule. Nevertheless, under EPA Manual 2750, without a corrective action plan and estimated milestone completion dates, your response to the subject report is incomplete. OSWER will need to submit a revised response that includes this information.

If you or your staff have questions about submitting your revised final response, please contact Wade Najjum, Assistant Inspector General for the Office of Program Evaluation, at (202) 566-0832, or Carolyn Copper at (202) 566-0829.

  
Arthur A. Elkins, Jr.

cc: Wade Najjum, OIG  
Elizabeth Grossman, OIG  
Carolyn Copper, OIG  
Steve Hanna, OIG  
Lisa Feldt, OSWER  
Barry Breen, OSWER  
Suzanne Rudzinski, ORCR  
Sandra Connors, ORCR  
Renee Wynn, OPM  
Betsy Smidinger, ORCR  
Richard Kinch, ORCR  
Lee Hofman, ORCR  
Roy Prince, ORCR  
Johnsie Webster, OSWER